

ATTORNEY REGULATION ADVISORY COMMITTEE

MINUTES

Wednesday, November 1, 2012
9:30am - Noon

State Courts Building
1501 West Washington Street, Phoenix, Arizona
Conference Room 109

Present

Committee Members

Hon. William J. O'Neil (Chair)
Alan P. Bayham, Jr
George Riemer
Maret Vessella
Patricia Sallen
Dr. Ronald R. Watson
Hon. Lawrence Winthrop

AOC Staff

Emily Holliday
Kathleen Curry
Mark Wilson
Kim Mate

Telephonically Present

Emily Johnston

Absent

James Drake, Jr.
J. Scott Rhodes
Benny Click
John Tuchi
Pamela Treadwell-Rubin

Regular Business

9:30 a.m. Call to Order and Introductions

Judge William O'Neil, Chair

Business Items and Potential Action Items

No. 1 Review and Approve October 2012 ARC minutes
Approved as submitted

No. 2 Pending Rule Petitions Judge O'Neil

- Military Spouse Licensure – Rule Petition R-12-0020
 - Mary Reding – Public Person
 - Questions/Comments
 - Active practice for over 5 years of practice will have no longer need a supervising attorney.
 - Will need to notify clients of temporary practice status.
 - Applicable to active duty military only, not guard or reserve.
 - Supreme Court Proposed Revised Rule is currently in place

Motion: To adopt the recommendation from subcommittee, adding in a 30 day-notice to clients of any change in location, subject to drafting and approval of the final language.

Moved by Alan Bayham

Seconded by George Riemer

Vote 8-0-5

Note: Mary Reding will write and provide a comment then the Committee will review the language.

- Early Bar Exam – Rule Petition R-12-0002
 - Judy Stinson - ASU School of Law
 - Sally Rider - U of A School of Law

Motion: Favorable recommendation of passage for Rule 34(b)(2), Early Bar Examination and Testing proposal, that has been put forth by the committee and the law schools, with the provisional status included.

Moved by Alan Bayham

Seconded by Patricia Sallen

Vote 4-3-6

- Admission on Motion – Rule Petition R-12-0005
 - Sara Agne – Snell & Wilmer, L.L.P.
 - Current – Place of exam (same as 32 other states)
 - Proposed – place of practice not exam (but must have passed an exam)
 - Subcommittee opposes change

Motion: Approve the opposed recommendation from the subcommittee.

Moved by George Riemer

Seconded by Alan Bayham

Vote 7-0-6

Note: All comments regarding above petitions need to be filed by November 9.

No. 3 Update by Subcommittees

- Rules – Judge O’Neil
- Admissions – John Tuchi
 - List of dates and topics approved and ready for publishing

No. 4 Update by Chair on Future Business

Judge O’Neil

- Finalize 2013 Meeting Dates
 - Thursday, Jan 10
 - Thursday, April 11
- ARC Annual Report is due on April 30.

No. 5 Call to Public

- None

Adjournment of meeting by Judge O’Neil at 11:26am